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Edited by

Prof. Dr. Christoph Ann  
Technische Universität München

Prof. Robert Brauneis  
The George Washington University Law School

Prof. Dr. Thomas M.J. Möllers  
University of Augsburg

Prof. Dr. Dres. h.c. Joseph Straus  
Max Planck Institute for Intellectual Property,  
Competition and Tax Law

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Andrew Law

# Patents and Public Health

Legalising the Policy Thoughts in the Doha TRIPS  
Declaration of 14 November 2001



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For Silke and Noah



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Hanover, September 2008

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## List of Abbreviations

ACP	African, Caribbean and Pacific Group
AER	American Economic Review
AGOA	African Growth and Opportunity Act
AJIL	American Journal of International Law
AJPH	American Journal of Public Health
Art	Article
BGH	German Federal Supreme Court
BPatG	German Federal Patent Court
BSE	Bovine spongiform encephalopathy
BVerfG	German Federal Constitutional Court
CAFTA	US/Central American and Dominican Republic Free Trade Agreement
CEO	Chief Executive Officer
Chi. J. Intl. L.	Chicago Journal of International Law
CIPO	Canadian Intellectual Property Office
CIPR	UK Commission on Intellectual Property Rights
CPTech	Consumer Project on Technology
CSGTSD	Centre for Study of Global Trade System and Development
CUP	Cambridge University Press
DG	Director General
DSB	Dispute Settlement Body
DSU	Understanding on Rules and Procedures Governing the Settlement of Disputes
EC	European Communities
ECJ	European Court of Justice
ed(s)	Editor(s)
edn	Edition
EFTA	European Free Trade Association
EGBGB	Einführungsgesetz zum Bürgerlichen Gesetzbuch
EJAIB	Eubios Journal of Asian and International Bioethics
EJIL	European Journal of International Law
ELDB	European Legal Developments Bulletin
EMA	European Medicines Agency
EPC	European Patent Convention
EPO	European Patent Office
EU	European Union

FDA	US Food and Drug Administration
FDI	Foreign direct investment
Food Drug L.J.	Food and Drug Law Journal
FTA	Free trade agreement
FTAA	Free Trade Agreement of the Americas
FTC	Federal Trade Commission
GATS	General Agreement on Trade in Services
GATT	General Agreement on Tariffs and Trade
GSP	Generalised System of Preferences
GRUR	Gewerblicher Rechtsschutz und Urheberrecht
GRURInt	Gewerblicher Rechtsschutz und Urheberrecht, Internationaler Teil
ICCPR	International Convent on Civil and Political Rights
ICESCR	International Covenant on Economic, Social and Cultural Rights
ICJ	International Court of Justice
IFDA	International Foundation for Development Alternatives
IGE	Eidgenössisches Institut für Geistiges Eigentum
IIC	International Review of Industrial Property and Copyright Law
IIE	International Institute for Economics
IntCl	International Patent Classification
Int. J. Health Serv.	International Journal of Health Services
IntTLR	International Trade Law and Regulation
IPC	Intellectual Property Committee
IPGRI	International Plant Genetic Resources Institute
IPR	Intellectual property right
ITO	International Trade Organisation
IYHR	Israel Yearbook on Human Rights
JIEL	Journal of International Economic Law
J.Intell.Prop.L	Journal of Intellectual Property Law
JIPLP	Journal of Intellectual Property Law and Practice
JPHP	Journal of Public Health Policy
JPO	Japan Patent Office
JPTOS	Journal of the Patent and Trademark Office Society
JWIP	Journal of World Intellectual Property
LDC	Least-developed country
LMU	Ludwig-Maximilians-Universität (Munich)

MFN	Most-favoured nation
Mich.J.Int'l.L	Michigan Journal of International Law
Mich.L.Rev.	Michigan Law Review
MLU	Martin-Luther-Universität Halle-Wittenberg
MPI	Max Planck Institute
MSF	Médecins sans Frontières
NAFTA	North American Free Trade Agreement
NIH	US National Institutes of Health
NGO	Non-governmental organisation
NZZ	Neue Züricher Zeitung
OAPI	Organisation Africaine de la Propriété Intellectuelle
OHCHR	Office of the High Commissioner for Human Rights
OJEP	Official Journal of the European Patent Office
OUP	Oxford University Press
p	Page(s)
Para	Paragraph
PCIJ	Permanent Court of International Justice
PhRMA	Pharmaceutical Research and Manufacturers Association
PMA	Pharmaceutical Manufacturers Association
QUNO	Quaker United Nations Office
SACU	Southern African Customs Union
SCID	Studies in Comparative International Development
sec	Section(s)
SPS	Sanitary and Phytosanitary Measures
TBT	Agreement on Technical Barriers to Trade
TIFA	Trade and investment framework agreement
TPD	Transvaal Provisional Division of the South African High Court
TPRM	Trade Policy Review Mechanism
TRALAC	Trade Law Centre for Southern Africa
TRIMS	Trade-Related Investment Measures
TRIPS	Agreement on Trade-Related Aspects of Intellectual Property Rights
UNCHR	United Nations Commission on Human Rights
UNCTAD	United Nations Conference on Trade and Development
UNDP	United Nations Development Programme
UNGA	United Nations General Assembly

UNHDI	United Nations Human Development Index
UNICEF	United Nations International Children's Emergency Fund
UNTS	United Nations Treaty Series
US	United States of America
USC	United States Code
USTR	US Trade Representative
WBER	World Bank Economic Review
WHA	World Health Assembly
WHO	World Health Organization
WIPO	World Intellectual Property Organization
WSJ	Wall Street Journal
WTO	World Trade Organisation
WVK	Wiener Vertragsrechtskonvention
ZaöRV	Zeitschrift für ausländisches öffentliches Recht und Völkerrecht
ZEuS	Zeitschrift für Europarechtliche Studien